

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

OLA MAE ALLEN

§

v.

§

CIVIL ACTION NO. 6:09CV302

SIDNEY W. CLYBURN, ET AL.

§

ORDER ADOPTING REPORT AND
RECOMMENDATION OF UNITED STATES
MAGISTRATE JUDGE

The [Report and Recommendation](#) of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of this case has been presented for consideration. The Report and Recommendation recommends that Defendant Sidney W. Clyburn's Motion to Dismiss be granted and that the complaint be dismissed with prejudice as to all Defendants. Plaintiff filed [written objections](#) to the Report and Recommendation on August 10, 2009. Having made a *de novo* review of the written objections filed by Plaintiff, the Court finds that the findings and conclusions of the Magistrate Judge are correct and the objections are without merit. The Court, therefore, adopts the findings and conclusions of the Magistrate Judge as those of the Court.

In light of the foregoing, it is

ORDERED that Defendant Sidney W. Clyburn's Motion to Dismiss (document [#13](#)) is **GRANTED** and the complaint is **DISMISSED** with prejudice. Any motion not previously ruled on is **DENIED**.

SIGNED this 25th day of August, 2009.


MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE